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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF WYOMING

ROBERT PEAT, Wrongful Death Representative }  
for the Estate of Scott Peat and Marten Transport, }  
LTD. as Involuntary Plaintiff, }  
 }  
Plaintiffs, }  
 }

vs. }

Civil No. 24-CV-98R

BENNETT HEAVY AND SPECIALIZED, LLC, }  
CHASE POE, Appointed Administrator for the }  
ESTATE OF DAVID POE and ESTATE OF }  
PATRICIA POE, }  
 }  
Defendants. }

***DEFENDANT ESTATE OF PATRICIA POE'S  
MOTION TO DISMISS***

The Estate of Patricia Poe (hereinafter “Defendant”), pursuant to FED. R. CIV. P. 12(b)(6) and U.S.D.C.L.R. 7.1(b)(2), hereby moves this Court to dismiss Plaintiff’s *Complaint* [Doc. No. 1] as to the Estate of Patricia Poe. All causes of action and damages claims against the Estate of Patricia Poe are subject to dismissal for the reasons set forth in the accompanying *Defendant Estate of Patricia Poe’s Memorandum in Support of Motion to Dismiss*.

***NOW THEREFORE***, Defendant Estate of Patricia Poe respectfully requests that the Court dismiss Plaintiff's *Complaint* as to the Estate of Patricia Poe, and award Defendant all other relief it deems appropriate as a result of the dismissal.

Dated: 18 June 2024.

THE ESTATE OF PATRICIA POE, Defendant

BY: s/Tyson R. Woodford

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***CERTIFICATE OF SERVICE***

I certify the foregoing ***Defendant Estate of Patricia Poe's Motion to Dismiss*** was served upon all parties to this action pursuant to the Federal Rules of Civil Procedure on 18 June 2024, and that copies were served as follows:

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*Attorney for Plaintiff*

- ☐ U.S. MAIL
- ☐ FED EX
- ☐ FAX
- ☐ HAND DELIVERED
- ☐ EMAIL
- ☒ E-FILE

s/Norma J. Hubka

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Attorneys for Above Defendant